

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW JERSEY**

MONTVALE SURGICAL CENTER a/s/o
JENNY ESPINOSA & PEDRO ESPINOSA,

Plaintiff,

v.

HORIZON BLUE CROSS BLUE SHIELD OF
NEW JERSEY, INC., MAQUET, INC., and
ABC CORP. 1-10,

Defendants.

CIVIL ACTION NO.: 12-2374-WJM-MF

NOTICE OF MOTION TO CONSOLIDATE

TO: Andrew R. Bronsnick, Esquire
Massood & Bronsnick, LLP
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Wayne, NJ 07470
Attorneys for Plaintiff
Montvale Surgical Center

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New York, NY 10017
Attorneys for Defendant

PLEASE TAKE NOTICE that Defendants Horizon Blue Cross Blue Shield of New Jersey and Maquet, Inc., by their undersigned counsel, shall move before the United States District Court for the District of New Jersey, M.L. King Jr. Federal Building & U.S. Courthouse, 50 Walnut Street, Newark, New Jersey 07102, on Friday, July 16, 2012 at 9:00 a.m. or as soon thereafter as counsel may be heard for an Order to consolidate this action with Montvale Surgical Center v. Horizon Blue Cross Blue Shield of New Jersey, Civil Action No.: 12-2378, which was removed to this Court on April 23, 2012; Montvale Surgical Center v. Horizon Blue Cross Blue

Shield of New Jersey, Civil Action No.: 12-2379, which was removed to this Court on April 24, 2012; Montvale Surgical Center v. Horizon Blue Cross Blue Shield of New Jersey, Civil Action No.: 12-2380, which was removed to this Court on April 23, 2012; Montvale Surgical Center v. Horizon Blue Cross Blue Shield of New Jersey, Civil Action No.: 12-2539, which was removed to this Court on May 1, 2011; Montvale Surgical Center v. Horizon Blue Cross Blue Shield of New Jersey, Civil Action No.: 12-2540, which was removed to this Court on April 30, 2012; Montvale Surgical Center v. Horizon Blue Cross Blue Shield of New Jersey, Civil Action No.: 12-2752, which was removed to this Court on May 8, 2012; and Montvale Surgical Center v. Horizon Blue Cross Blue Shield of New Jersey, Civil Action No.: 12-2908, which was removed to this Court on May 16, 2012.

In support of this Motion Defendants shall rely on the attached Brief and Exhibits.

A proposed form of Order is attached hereto.

Oral argument is not requested unless timely opposition is filed.

CONNELL FOLEY LLP
Attorneys for Defendants
Horizon Blue Cross Blue Shield of New
Jersey and Maquet, Inc.

BY:


Matthew A. Baker, Esquire

DATE: June 12, 2012